Case 09-10523 Doc 1 Filed 03/27/09 Entered 03/27/09 08:14:03 Desc Main Document Page 1 of 45

B1 (Official	Form 1)(1/	08)				oamon		igo ± o				
	United States Bankruptcy Northern District of Illino									Vo	oluntary Petition	
	ebtor (if ind Daniel E.		er Last, First	, Middle):			Name	of Joint Do	ebtor (Spouse	e) (Last, First	, Middle):	
	All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):						used by the J maiden, and			8 years		
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)					IN Last to	our digits ore than one, s	f Soc. Sec. or state all)	r Individual-′	Taxpayer 1	I.D. (ITIN) No./Complete EIN		
xxx-xx-2262 Street Address of Debtor (No. and Street, City, and State): 841 N. York Rd., Apt. 114 Elmhurst, IL						t Address of	f Joint Debtor	(No. and St	reet, City,			
					Г	ZIP Code 60126	:					ZIP Code
County of R Dupage		of the Prin	cipal Place o	of Busines		00120	Coun	ty of Reside	ence or of the	Principal Pl	ace of Bus	siness:
Mailing Add	dress of Deb	otor (if diffe	rent from str	eet addres	ss):		Maili	ng Address	of Joint Debt	or (if differe	nt from st	reet address):
						ZIP Code	;					ZIP Code
Location of (if different				r								
		f Debtor				of Business	3		•	-		e Under Which
		organization) one box)		Пна	Checl) alth Care Bu	c one box)		- G		Petition is Fi	iled (Chec	ek one box)
T 10 0 1			`	Sing	gle Asset R	eal Estate as	s defined	defined			Petition for Recognition	
Individu	ial (includes <i>ibit D on pa</i>		,	in 11 U.S.C. § 101 (51B) Railroad				☐ Chapter 11 of a Foreign Main Proceeding				
☐ Corpora	-		•	☐ Stoo	☐ Stockbroker			☐ Chapter 12 ☐ Chapter 15 Petition for Recognition ☐ Chapter 13 ☐ Ga Foreign Nonmain Proceeding				
☐ Partners					nmodity Br aring Bank	oker		L Chapi	er 13	OI	a r oreign	1 Nominam 1 Tocccung
Other (If	f debtor is not s box and stat			Oth							e of Debts	
CHECK UII	s box and stat	e type of end	ity below.)			mpt Entity		■ Debte	are primarily co		k one box)	☐ Debts are primarily
				und	otor is a tax- er Title 26	k, if applicable exempt orgof the Unite nal Revenu	anization d States	defined "incuri	d in 11 U.S.C. § red by an indivi- onal, family, or	§ 101(8) as idual primarily	y for	business debts.
		Filing F	ee (Check o	ne box)				k one box:		Chapter 11		
Full Fili	•											in 11 U.S.C. § 101(51D). ned in 11 U.S.C. § 101(51D).
attach si	gned applic	ation for the	nents (applic e court's con nstallments. I	sideration	certifying t	hat the deb	tor Chec	k if: Debtor's		ncontingent l	liquidated	debts (excluding debts owed
			plicable to c					k all applica	ble boxes:			700.
attach si	gned applic	ation for the	e court's con	sideration	. See Official	Form 3B.		Acceptan	being filed w ces of the plan creditors, in	n were solici	ited prepet	tition from one or more .S.C. § 1126(b).
Statistical/A				C 1:	1	,	12.			THIS	S SPACE IS	S FOR COURT USE ONLY
■ Debtor e	estimates tha	it, after any	be available exempt prop for distribut	erty is ex	cluded and	administrat		es paid,				
Estimated N	_	_					_]		
1- 49	□ 50- 99	100- 199	□ 200- 999	1,000- 5,000	5,001- 10,000	10,001- 25,000	25,001- 50,000	50,001- 100,000	OVER 100,000			
Estimated A	ssets		п				п					
\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,000 to \$500 million	\$500,000,001 to \$1 billion	More than			
Estimated L \$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,000 to \$500 million	\$500,000,001 to \$1 billion				

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B1 (Official For	m 1)(1/08)	Page 2 01 45	Page 2
Voluntar	y Petition	Name of Debtor(s): Fogarty, Daniel E.	
(This page mu	st be completed and filed in every case)	Pogarty, Daniel E.	
	All Prior Bankruptcy Cases Filed Within Last	t 8 Years (If more than two, attach ac	dditional sheet)
Location Where Filed:	- None -	Case Number:	Date Filed:
Location Where Filed:		Case Number:	Date Filed:
Pe	nding Bankruptcy Case Filed by any Spouse, Partner, or	Affiliate of this Debtor (If more tha	n one, attach additional sheet)
Name of Debt - None -	or:	Case Number:	Date Filed:
District:		Relationship:	Judge:
	Exhibit A		xhibit B 1 whose debts are primarily consumer debts.)
forms 10K a pursuant to S and is reques	oleted if debtor is required to file periodic reports (e.g., and 10Q) with the Securities and Exchange Commission Section 13 or 15(d) of the Securities Exchange Act of 1934 sting relief under chapter 11.) A is attached and made a part of this petition.	I, the attorney for the petitioner name have informed the petitioner that [he 12, or 13 of title 11, United States Co	d in the foregoing petition, declare that I or she] may proceed under chapter 7, 11, de, and have explained the relief available tify that I delivered to the debtor the notice March 26, 2009
		Michelle Hinds 6295092	
	Exh	I nibit C	
l	or own or have possession of any property that poses or is alleged to Exhibit C is attached and made a part of this petition.	pose a threat of imminent and identifiable	e harm to public health or safety?
	Exh	ibit D	
-	leted by every individual debtor. If a joint petition is filed, ea	-	a separate Exhibit D.)
If this is a joi	D completed and signed by the debtor is attached and made and petition:	a part of this petition.	
· ·	D also completed and signed by the joint debtor is attached a	and made a part of this petition.	
	Information Regardin	_	
_	(Check any ap Debtor has been domiciled or has had a residence, principal	•	ste in this District for 180
-	days immediately preceding the date of this petition or for		
	There is a bankruptcy case concerning debtor's affiliate, ge		
	Debtor is a debtor in a foreign proceeding and has its princ this District, or has no principal place of business or assets proceeding [in a federal or state court] in this District, or the sought in this District.	s in the United States but is a defenda	int in an action or
	Certification by a Debtor Who Reside (Check all app		rty
	Landlord has a judgment against the debtor for possession		, complete the following.)
	(Name of landlord that obtained judgment)		
	(Ivalie of failuloid that obtained judgment)		
	(Address of landlord)	<u> </u>	
	,		
	Debtor claims that under applicable nonbankruptcy law, the entire monetary default that gave rise to the judgment f		
	Debtor has included in this petition the deposit with the coafter the filing of the petition.	ourt of any rent that would become du	ne during the 30-day period
	Debtor certifies that he/she has served the Landlord with the	his certification. (11 U.S.C. § 362(1)).	

B1 (Official Form 1)(1/08)

Voluntary Petition

(This page must be completed and filed in every case)

Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X /s/ Daniel E. Fogarty

Signature of Debtor Daniel E. Fogarty

X

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

March 26, 2009

Date

Signature of Attorney*

X /s/ Michelle Hinds

Signature of Attorney for Debtor(s)

Michelle Hinds 6295092

Printed Name of Attorney for Debtor(s)

Legal Helpers, PC

Firm Name

Sears Tower

233 S. Wacker Suite 5150

Chicago, IL 60606

Address

(312) 467-0004 Fax: (312) 467-1832

Telephone Number

March 26, 2009

Date

*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

Name of Debtor(s): Fogarty, Daniel E.

Signatures

Signature of a Foreign Representative

Page 3

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

- ☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.
- ☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

X

Date

Address

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

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B 1D(Official Form 1, Exhibit D) (12/08)

United States Bankruptcy Court Northern District of Illinois

		- 10- 0		
In re	Daniel E. Fogarty	Case No	0.	
		Debtor(s) Chapter	r 7	

EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
- □ 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.
- □ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

□ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]

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mental deficiency financial responsib □ Disabilit unable, after reaso through the Interna	ty. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or so as to be incapable of realizing and making rational decisions with respect to bilities.); ty. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being nable effort, to participate in a credit counseling briefing in person, by telephone, or
	tates trustee or bankruptcy administrator has determined that the credit counseling § 109(h) does not apply in this district.
I certify under pe	enalty of perjury that the information provided above is true and correct.
Signature of Debtor:	/s/ Daniel E. Fogarty Daniel E. Fogarty
Date: March 26, 2009	

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B6 Summary (Official Form 6 - Summary) (12/07)

United States Bankruptcy Court Northern District of Illinois

In re	Daniel E. Fogarty		Case No	
_	-	Debtor	,	
			Chapter	7
			•	

SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors must also complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	116,750.00		
B - Personal Property	Yes	3	6,776.27		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		120,866.00	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	1		0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	7		93,250.30	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			2,488.00
J - Current Expenditures of Individual Debtor(s)	Yes	2			2,484.00
Total Number of Sheets of ALL Schedules		19			
	T	otal Assets	123,526.27		
			Total Liabilities	214,116.30	

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Form 6 - Statistical Summary (12/07)

United States Bankruptcy Court Northern District of Illinois

In re	Daniel E. Fogarty		Case No.	
_		Debtor	,	
			Chapter	7

STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C.§ 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

☐ Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. \S 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	0.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	0.00
Student Loan Obligations (from Schedule F)	0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	0.00
TOTAL	0.00

State the following:

Average Income (from Schedule I, Line 16)	2,488.00
Average Expenses (from Schedule J, Line 18)	2,484.00
Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20)	3,069.59

State the following:

		_
Total from Schedule D, "UNSECURED PORTION, IF ANY" column		4,116.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		0.00
4. Total from Schedule F		93,250.30
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		97,366.30

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B6A (Official Form 6A) (12/07)

In re	Daniel E. Fogarty	Case No	
-			
		Debtor	

SCHEDULE A - REAL PROPERTY

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim." If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption	Amount of Secured Claim
Real Estate located at 841 N. York Rd., Elmhurst IL 60126		-	116,750.00	120,866.00

60126
Mortgage 1: Countrywide
Mortgage 2: Countrywide
Debtor intends to reaffirm

Sub-Total > 116,750.00 (Total of this page)

Total > 116,750.00

(Report also on Summary of Schedules)

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B6B (Official Form 6B) (12/07)

In re	Daniel E. Fogarty		Case No.	
		Debtor	- '	

SCHEDULE B - PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
1.	Cash on hand	X			
2.	Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.	Chec	king account with TCF Bank	-	300.00
3.	Security deposits with public utilities, telephone companies, landlords, and others.	X			
4.	Household goods and furnishings, including audio, video, and computer equipment.	Misce	Illaneous used household goods	-	800.00
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	X			
6.	Wearing apparel.	Perso	nal used clothing	-	200.00
7.	Furs and jewelry.	Χ			
8.	Firearms and sports, photographic, and other hobby equipment.	Golf	elubs	-	150.00
9.	Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.		ential + Zurich Term Life Insurance ash Surrender Value	-	0.00
10.	Annuities. Itemize and name each issuer.	X			
				Sub-Tota (Total of this page)	al > 1,450.00

2 continuation sheets attached to the Schedule of Personal Property

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 $B6B\ (Official\ Form\ 6B)\ (12/07)$ - Cont.

In re	Daniel E. Fogarty		Case No.	
•		Debtor	_,	

SCHEDULE B - PERSONAL PROPERTY
(Continuation Sheet)

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property without Deducting any Secured Claim or Exemption
11.	Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	Х			
12.	Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	4011	through employer	-	586.27
13.	Stock and interests in incorporated and unincorporated businesses. Itemize.	X			
14.	Interests in partnerships or joint ventures. Itemize.	X			
15.	Government and corporate bonds and other negotiable and nonnegotiable instruments.	X			
16.	Accounts receivable.	X			
17.	Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	X			
18.	Other liquidated debts owed to debtor including tax refunds. Give particulars.		sipated 2008 Income Tax Refund ed on 2007 Tax Refund	-	1,500.00
19.	Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X			
20.	Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			
21.	Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X			
			(To	Sub-Tota of this page)	al > 2,086.27

Sheet 1 of 2 continuation sheets attached to the Schedule of Personal Property

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 $B6B\ (Official\ Form\ 6B)\ (12/07)$ - Cont.

In re	Daniel E. Fogarty	Case No.
		<u> </u>

Debtor

SCHEDULE B - PERSONAL PROPERTY

(Continuation Sheet)

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
22.	Patents, copyrights, and other intellectual property. Give particulars.	X			
23.	Licenses, franchises, and other general intangibles. Give particulars.	Х			
24.	Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25.	Automobiles, trucks, trailers, and other vehicles and accessories.	140,0	Chevy S10 Pickup 00 miles based on Kelley Blue Book	-	3,240.00
26.	Boats, motors, and accessories.	Χ			
27.	Aircraft and accessories.	Χ			
28.	Office equipment, furnishings, and supplies.	Χ			
29.	Machinery, fixtures, equipment, and supplies used in business.	X			
30.	Inventory.	Χ			
31.	Animals.	Χ			
32.	Crops - growing or harvested. Give particulars.	Χ			
33.	Farming equipment and implements.	X			
34.	Farm supplies, chemicals, and feed.	Χ			
35.	Other personal property of any kind not already listed. Itemize.	X			

 $\begin{tabular}{ll} Sub-Total > & 3,240.00 \\ (Total of this page) & & \end{tabular}$

Total > 6,776.27

Sheet 2 of 2 continuation sheets attached to the Schedule of Personal Property

(Report also on Summary of Schedules)

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B6C (Official Form 6C) (12/07)

(Check one box)

Debtor claims the exemptions to which debtor is entitled under:

In re	Daniel E. Fogarty	Case No	

Debtor

\$136,875.

☐ Check if debtor claims a homestead exemption that exceeds

SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

☐ 11 U.S.C. §522(b)(2) ■ 11 U.S.C. §522(b)(3)			
Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
Real Property Real Estate located at 841 N. York Rd., Elmhurst IL 60126 Mortgage 1: Countrywide Mortgage 2: Countrywide Debtor intends to reaffirm	735 ILCS 5/12-901	15,000.00	116,750.00
Checking, Savings, or Other Financial Accounts, Certi Checking account with TCF Bank	ficates of Deposit 735 ILCS 5/12-1001(b)	300.00	300.00
Household Goods and Furnishings			

Debior interios to realilim			
Checking, Savings, or Other Financial Accounts, C Checking account with TCF Bank	ertificates of Deposit 735 ILCS 5/12-1001(b)	300.00	300.00
<u>Household Goods and Furnishings</u> Miscellaneous used household goods	735 ILCS 5/12-1001(b)	800.00	800.00
Wearing Apparel Personal used clothing	735 ILCS 5/12-1001(a)	200.00	200.00
Firearms and Sports, Photographic and Other Hob Golf clubs	<u>by Equipment</u> 735 ILCS 5/12-1001(b)	150.00	150.00
Interests in Insurance Policies Prudential + Zurich Term Life Insurance No Cash Surrender Value	215 ILCS 5/238	100%	0.00
Interests in IRA, ERISA, Keogh, or Other Pension of 401k through employer	or Profit Sharing Plans 735 ILCS 5/12-704	100%	586.27
Other Liquidated Debts Owing Debtor Including Ta Anticipated 2008 Income Tax Refund Based on 2007 Tax Refund	x <u>Refund</u> 735 ILCS 5/12-1001(b)	1,500.00	1,500.00
Automobiles, Trucks, Trailers, and Other Vehicles 2002 Chevy S10 Pickup 140,000 miles	735 ILCS 5/12-1001(c) 735 ILCS 5/12-1001(b)	2,400.00 840.00	3,240.00

Total:	21 776 27	123 526 27

Value based on Kelley Blue Book

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B6D (Official Form 6D) (12/07)

In re	Daniel E. Fogarty	Case No.
-		Debtor

SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community".

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Unliquidated". (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Unsecured Portion" on the Statistical Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B T O R	J H W	band, Wife, Joint, or Community DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	L I Q	S	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No. xxxx7545 Countrywide Home Lending Attention: Bankruptcy SV-314B Po Box 5170 Simi Valley, CA 93062		-	Opened 7/01/03 Last Active 11/14/08 Mortgage Real Estate located at 841 N. York Rd., Elmhurst IL 60126 Mortgage 1: Countrywide Mortgage 2: Countrywide Debtor intends to reaffirm Value \$ 116,750.00		E D		80,121.00	0.00
Account No. xxxx0403 Countrywide Home Lending Attention: Bankruptcy SV-314B Po Box 5170 Simi Valley, CA 93062		-	Opened 4/01/05 Last Active 11/24/08 Mortgage Real Estate located at 841 N. York Rd., Elmhurst IL 60126 Mortgage 1: Countrywide Mortgage 2: Countrywide Debtor intends to reaffirm Value \$ 116,750.00				40,745.00	4,116.00
Account No.			Value \$				40,740.00	4,110.00
Account No.			Value \$					
continuation sheets attached			S (Total of th	his			120,866.00	4,116.00
			(Report on Summary of Sc		ota lule		120,866.00	4,116.00

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B6E (Official Form 6E) (12/07)

•		
In re	Daniel E. Fogarty	Case No
•	<u> </u>	Debtor

SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to

priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.
■ Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)
☐ Domestic support obligations
Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
☐ Extensions of credit in an involuntary case
Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of trustee or the order for relief. $11 \text{ U.S.c.} \$ 507(a)(3)$.
☐ Wages, salaries, and commissions
Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
☐ Contributions to employee benefit plans
Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
☐ Certain farmers and fishermen
Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
☐ Deposits by individuals
Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).
☐ Taxes and certain other debts owed to governmental units
Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
☐ Commitments to maintain the capital of an insured depository institution
Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).
☐ Claims for death or personal injury while debtor was intoxicated
Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

^{*} Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

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B6F (Official Form 6F) (12/07)

In re	Daniel E. Fogarty		Case No.	
•		Debtor	,	

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

☐ Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

CREDITOR'S NAME,	С	Hu	sband, Wife, Joint, or Community		C	U	D	
MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B T O R	J H H	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLA IS SUBJECT TO SETOFF, SO STATE	D AIM E.	ONFLNGE	Z Q Q < D		AMOUNT OF CLAIM
Account No. xxxx-xxxxxx-x1009			09		N T	T E		
Aegis Receivables Mgmt. po box 3458 San Rafael, CA 94912		-	Notice Only Collection for American Express			D		0.00
Account No. xxxxxxxxxxx1983			Opened 7/01/02 Last Active 7/24/08		_			0.00
American Express c/o Becket and Lee Po Box 3001 Malvern, PA 19355		-	CreditCard					1,430.64
Account No. xxxxxxxx0125 Associates/citibank Attn: Centralized Bankruptcy Po Box 20507 Kansas City, MO 64195		-	Opened 12/01/07 Last Active 7/24/08 CreditCard					
								768.00
Account No. 8553 Bank Of America Nc4-105-03-14 4161 Piedmont Pkwy Greensboro, NC 27420		-	Opened 6/01/03 Last Active 7/09/08 CreditCard					15,184.00
6 continuation sheets attached			(To	Su otal of thi		ota pag		17,382.64

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B6F (Official Form 6F) (12/07) - Cont.

In re	Daniel E. Fogarty	Case No	
		Debtor	

	С	н	sband, Wife, Joint, or Community	j	C	ш	П	
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	H W J	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	iM	CONFLNGEN	DZL_QD_DAH	DISPUFED	AMOUNT OF CLAIM
Account No. 91			Opened 5/01/04 Last Active 7/09/08		Т	T E D		
Bank Of America Nc4-105-03-14 4161 Piedmont Pkwy Greensboro, NC 27420		-	CheckCreditOrLineOfCredit	-		ט		12,700.00
Account No. xxxxxxxx9844	T		Opened 10/01/00 Last Active 7/11/08					
Capital 1 Bank Attn: C/O TSYS Debt Management Po Box 5155 Norcross, GA 30091		-	CreditCard					3,321.00
Account No. xxxx-xxxx-2407			10/14/2008					
Capital One PO Box 6492 Carol Stream, IL 60197		-	CreditCard					4,148.55
Account No. xxxxxxxx7433			Opened 3/01/90 Last Active 6/22/08					
Chase - Cc Attention: Banktruptcy Department Po Box 15298 Wilmintgon, DE 19850		-	CreditCard					15,876.55
Account No. xxxxxxxx2682		H	Opened 1/01/01 Last Active 8/01/08					
Chase- BP Attention: Banktruptcy Department Po Box 100018 Kennesaw, GA 30156		-	CreditCard					339.50
Sheet no. 1 of 6 sheets attached to Schedule of		_		Su	ıbt	ota	.1	36,385.60
Creditors Holding Unsecured Nonpriority Claims			(To	tal of th	is j	pag	ge)	30,300.00

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B6F (Official Form 6F) (12/07) - Cont.

In re	Daniel E. Fogarty	Case No.	
_		Debtor	

CDEDITORIC MAME	С	Нι	usband, Wife, Joint, or Community		С	U	С	σŢ	
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	C H M	DATE CLAIM WAS INCURRED A CONSIDERATION FOR CLAIM. IF O IS SUBJECT TO SETOFF, SO STA	CLAIM	CONTINGEN		I S P U T E C	J [=	AMOUNT OF CLAIM
Account No. xxxxx8382			Opened 1/01/01 Last Active 11/24/03		Т	A T E D		Γ	
Citgo Oil / Citibank Attn: Centralized Bankruptcy Po Box 20507 Kansas City, MO 64195		-	CreditCard			D			0.00
Account No. xxxxxxxx5976			Opened 5/01/06 Last Active 5/01/07				Ī	T	
Citi Attn: Centralized Bankruptcy Po Box 20507 Kansas City, MO 64915		-	CreditCard						0.00
Account No. xxxxxxxx2877			Opened 2/10/04 Last Active 6/26/04					T	
Citibank / Sears Po Box 20363 Kansas City, MO 64195		-	ChargeAccount						0.00
Account No. xxx0525		T	08				t	\dagger	
Client Services, Inc. 3451 Harry Truman Blvd Saint Charles, MO 63301-4047		-	Notice Only Collection for FIA Card Services						0.00
Account No. xxxxxxxx2028	T	T	Opened 3/01/03 Last Active 7/01/08				t	†	
Discover Financial Attention: Bankruptcy Department Po Box 3025 New Albany, OH 43054		-	CreditCard						5,127.00
Sheet no. 2 of 6 sheets attached to Schedule of	•				ubt			T	5,127.00
Creditors Holding Unsecured Nonpriority Claims				(Total of the	nis	pag	ge)) [5,127.00

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B6F (Official Form 6F) (12/07) - Cont.

In re	Daniel E. Fogarty		Case No.	
		Debtor		

	<u></u>	ш	sband, Wife, Joint, or Community		_	U	Ь	
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	J H H	DATE CLAIM WAS INCURRED AN CONSIDERATION FOR CLAIM. IF CL. IS SUBJECT TO SETOFF, SO STATI	D AIM	CONFLNGENT	ONL QU DATED	SPUTED	AMOUNT OF CLAIM
Account No. xxxxxxxx6031			Opened 12/01/02 Last Active 6/22/08		Т	T E		
Discover Financial Attention: Bankruptcy Department Po Box 3025 New Albany, OH 43054		-	CreditCard	-		D		4,986.00
Account No. xxxxxxxxxxx6200	H		Opened 2/19/04 Last Active 8/18/04					
Exxmblciti Po Box 6497 Sioux Falls, SD 57117		-	CreditCard					0.00
Account No. xxxxxxxx6151 First USA Bank - Chase Attention: Card Member Services Po Box 15548 Wilmington, DE 19886		-	Opened 3/01/90 Last Active 9/01/03 CreditCard					0.00
Account No. xxxxxxxx4224			Opened 2/01/07 Last Active 6/03/08					0.00
GE Mongram Bank / JC Penney Dc Attn: Bankruptcy Po Box 103106 Roswell, GA 30076		-	CreditCard					1,146.00
Account No. xxxxxxxx0219			Opened 1/30/04 Last Active 12/28/04					
GEMB / HH Gregg Attention: Bankruptcy Po Box 103106 Roswell, GA 30076		-	ChargeAccount					0.00
Sheet no3 of _6 sheets attached to Schedule of		_				ota		6,132.00
Creditors Holding Unsecured Nonpriority Claims			T)	otal of the	is 1	pag	ge)	5,.32.00

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B6F (Official Form 6F) (12/07) - Cont.

In re	Daniel E. Fogarty		Case No.	
_		Debtor	,	

	С	Нп	sband, Wife, Joint, or Community		c I	ш	D	
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	H W J C	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	D AIM E.	CONFINGEN	OM-180-12C		AMOUNT OF CLAIM
Account No. xxxxxxxx1253			Opened 5/31/04 Last Active 9/27/05		Ť	T E		
Gemb/gap Attention: Bankruptcy Po Box 103106 Roswell, GA 30076		-	ChargeAccount			D		0.00
Account No. xxxxxxxx0819	-		Opened 1/30/04 Last Active 4/15/05		\dashv			
Gemb/tweeter Po Box 981439 El Paso, TX 79998		-	ChargeAccount					0.00
Account No. xxxxxxxxxxx5525			Opened 12/01/07 Last Active 12/28/07					
Household Mortgage Services Po Box 9068 Brandon, FL 33509		-	ChargeAccount					0.00
Account No. xx8426			Opened 2/15/04 Last Active 1/05/05		_			0.00
JC Penney Attention: Bankruptcy Department Po Box 103106 Roswell, GA 30076		-	ChargeAccount					1,146.76
Account No. xxxxxxxx0852	-		Opened 1/01/02 Last Active 12/06/08		_			
Kohls Attn: Recovery Po Box 3120 Milwaukee, WI 53201		_	CreditCard					135.00
Sheet no. 4 of 6 sheets attached to Schedule of				Su	ıbte	ota	l	1 201 76
Creditors Holding Unsecured Nonpriority Claims			(Te	otal of thi	is p	ag	e)	1,281.76

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 $B6F\ (Official\ Form\ 6F)\ (12/07)$ - Cont.

In re	Daniel E. Fogarty	Case No	
		Debtor	

	_	ш	sband, Wife, Joint, or Community		_	U	D	
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	H W J C	DATE CLAIM WAS INCURRED AN CONSIDERATION FOR CLAIM. IF CL IS SUBJECT TO SETOFF, SO STAT	AIM	COXF_ZGEZ	OZL-QU-DAFED	I S P	AMOUNT OF CLAIM
Account No. xxxxxx3254			Opened 9/04/80 Last Active 1/10/05		Т	T		
Marathon Petroleum Co 539 S. Main Findlay, OH 45840		-	CreditCard			D		0.00
Account No. xxxx-xxxx-xxxx-6421			08				H	
NCO Financial 507 Prudential Rd. Horsham, PA 19044		-	Notice Only Collection for Capital One Bank					
								0.00
Account No. xxxxxxxxxxxxx3208 P Scott Lowery PC 4500 Cherry Creek Drive South Suite 700 Denver, CO 80246		-	09 Notice Only Collection for WaMu/Providian Bank					0.00
Account No. xxxxxxxxxxxx5824			Opened 9/01/03 Last Active 7/07/08					
Peoples Bk Credit Card Services Attn: Bankruptcy Po Box 7092 Rccb 0680 Bridgeport, CT 06601		-	CreditCard					11,735.68
Account No. xxxx3635		H	Opened 11/12/76 Last Active 4/04/04				\vdash	
Rnb-fields3 Po Box 9475 Minneapolis, MN 55440		-	ChargeAccount					0.00
Sheet no. <u>5</u> of <u>6</u> sheets attached to Schedule of				S	ubt	ota	ıl	44 705 00
Creditors Holding Unsecured Nonpriority Claims			(7)	Γotal of th	is	pag	ge)	11,735.68

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 $B6F\ (Official\ Form\ 6F)\ (12/07)$ - Cont.

In re	Daniel E. Fogarty	Case No	_
•		Debtor	

						_		
CREDITOR'S NAME,	ļç	Н	usband, Wife, Joint, or Community		C O	U	D	
MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	C A M	CONSIDERATION FOR CLAIM. IF CLAIM	!	I N G E	シローCの「「ヱС	U T E	AMOUNT OF CLAIM
Account No. xxxxxxxxxxxx6790			Opened 8/01/07 Last Active 6/30/08		Т	Т		
Sears/cbsd Po Box 6189 Sioux Falls, SD 57117		-	CreditCard			ED		4,259.00
A	╀	╀	On a read 0/44/04 Least Astirize 0/00/04	-	\dashv	_		, , , , , , , , , , , , , , , , , , ,
Account No. xxxxx9907 Shell Oil / Citibank Attn.: Centralized Bankruptcy Po Box 20507 Kansas City, MO 64195		-	Opened 8/14/01 Last Active 8/22/04 CreditCard					0.00
								0.00
Account No. xxxxxxxx7960 Unvl/citi Attn.: Centralized Bankruptcy Po Box 20507 Kansas City, MO 64195		-	Opened 3/01/01 Last Active 5/09/05 CreditCard					0.00
Account No. xxxxxx6237	╁	+	Opened 2/09/01 Last Active 12/22/08	-	+			
Washington Mutual / Providian Attn: Bankruptcy Dept. Po Box 10467 Greenville, SC 29603		-	CreditCard					10,946.62
Account No. xxxxxxxxxxx4651 Worlds Foremost Bank N 4800 Nw 1st St Ste 300 Lincoln, NE 68521		-	Opened 10/11/07 Last Active 11/04/07 CreditCard					
								0.00
Sheet no. <u>6</u> of <u>6</u> sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims			(Total	Su of thi				15,205.62
			(Report on Summary o		T	ota	1	93,250.30

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B6G (Official Form 6G) (12/07)

In re	Daniel E. Fogarty	Case No.
-		Debtor

SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser", "Agent", etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

■ Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract

Description of Contract or Lease and Nature of Debtor's Interest. State whether lease is for nonresidential real property. State contract number of any government contract. Case 09-10523 Doc 1 Filed 03/27/09 Entered 03/27/09 08:14:03 Desc Main Document Page 23 of 45

B6H (Official Form 6H) (12/07)

In re	Daniel E. Fogarty	Case No.
•		Debtor

SCHEDULE H - CODEBTORS

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR

NAME AND ADDRESS OF CREDITOR

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B6I (Official Form 6I) (12/07)

In re	Daniel E. Fogarty		Case No.	
		Debtor(s)		

SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital Status:	DEPENDENTS OF DEBT	TOR AND SI	POUSE					
Single	RELATIONSHIP(S): None.	AGE(S):						
Employment:	DEBTOR	I	SPOUSE					
Occupation	Sales Set Crew							
Name of Employer	Kehe Food Distributors							
How long employed	1 year							
Address of Employer	900 N. Schmidt Rd. Romeoville, IL 60446							
	or projected monthly income at time case filed)		DEBTOR		SPOUSE			
	and commissions (Prorate if not paid monthly)	\$ _	3,465.00	\$	N/A			
2. Estimate monthly overtime		\$ _	0.00	\$	N/A			
3. SUBTOTAL		\$_	3,465.00	\$_	N/A			
4. LESS PAYROLL DEDUCTION								
a. Payroll taxes and social s	security	\$_	808.00	\$_	N/A			
b. Insurance		\$_	169.00	\$_	N/A			
c. Union dues		ş <u>-</u>	0.00	\$ <u>_</u>	N/A N/A			
d. Other (Specify):		\$ <u>_</u>	0.00	\$	N/A			
5. SUBTOTAL OF PAYROLL I	DEDUCTIONS	\$_	977.00	\$_	N/A			
6. TOTAL NET MONTHLY TA	KE HOME PAY	\$_	2,488.00	\$_	N/A			
7. Regular income from operatio	n of business or profession or farm (Attach detailed statement)	\$	0.00	\$	N/A			
8. Income from real property		\$	0.00	\$	N/A			
9. Interest and dividends		\$ _	0.00	\$	N/A			
dependents listed above	port payments payable to the debtor for the debtor's use or that	of \$ _	0.00	\$	N/A			
11. Social security or government (Specify):	it assistance	\$	0.00	\$	N/A			
(2F333),		\$	0.00	\$	N/A			
12. Pension or retirement income	;	\$	0.00	\$	N/A			
13. Other monthly income		Ф	0.00	Φ.	NI/A			
(Specify):		\$ <u>_</u>	0.00	\$ _	N/A N/A			
		Φ_	0.00	<u> </u>	IN/A			
14. SUBTOTAL OF LINES 7 TI	HROUGH 13	\$_	0.00	\$_	N/A			
15. AVERAGE MONTHLY INC	COME (Add amounts shown on lines 6 and 14)	\$_	2,488.00	\$_	N/A			
16. COMBINED AVERAGE M	ONTHLY INCOME: (Combine column totals from line 15)		\$	2,488	.00			

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document:

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B6J (Official Form 6J) (12/07)

In re	Daniel E. Fogarty		Case No.	
		Debtor(s)		

SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the filed. Prorate any payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate. expenses calculated on this form may differ from the deductions from income allowed on Form 22A or 22	The averag	
☐ Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Comple expenditures labeled "Spouse."	ete a separat	e schedule of
1. Rent or home mortgage payment (include lot rented for mobile home)	\$	500.00
a. Are real estate taxes included? Yes No _X_		
b. Is property insurance included? Yes No _X_		
2. Utilities: a. Electricity and heating fuel	\$	200.00
b. Water and sewer	\$	0.00
c. Telephone	\$	50.00
d. Other See Detailed Expense Attachment	\$	225.00
3. Home maintenance (repairs and upkeep)	\$	0.00
4. Food	\$	350.00
5. Clothing	\$	75.00
6. Laundry and dry cleaning	\$	10.00
7. Medical and dental expenses	\$	0.00
8. Transportation (not including car payments)	\$	200.00
9. Recreation, clubs and entertainment, newspapers, magazines, etc.	\$	50.00
10. Charitable contributions	\$	80.00
11. Insurance (not deducted from wages or included in home mortgage payments)		
a. Homeowner's or renter's	\$	20.00
b. Life	\$	20.00
c. Health	\$	0.00
d. Auto	\$	75.00
e. Other	\$	0.00
12. Taxes (not deducted from wages or included in home mortgage payments)		
(Specify) Real Estate	\$	100.00
13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the		
plan)		
a. Auto	\$	0.00
b. Other Second Mortgage	\$	260.00
c. Other	\$	0.00
14. Alimony, maintenance, and support paid to others	\$	0.00
15. Payments for support of additional dependents not living at your home	\$	0.00
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$	0.00
17. Other See Detailed Expense Attachment	\$	269.00
18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.) 19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year	\$	2,484.00
following the filing of this document: 20. STATEMENT OF MONTHLY NET INCOME a. Average monthly income from Line 15 of Schedule I	- \$	2,488.00
b. Average monthly expenses from Line 18 above	\$	2,484.00
c. Monthly net income (a. minus b.)	\$ ———	4.00
o. Monany not moone (a. minus o.)	Ψ	1.00

RGI (Offi	Case 09-10523	Doc 1	Filed 03/27/09 Document	Entered 03/27/ Page 26 of 45	09 08:14:03	Desc Main	
In re	Daniel E. Fogarty				Case No.		
-	<u> </u>		Γ	Debtor(s)	-		
SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S) Detailed Expense Attachment							
Other U	tility Expenditures:						
Cable/I	nternet					\$	150.00
Cell	<u> </u>		<u> </u>	·		\$	75.00

Other	Expenditures:	:

Total Other Utility Expenditures

Giller Experimentess.	
Personal Grooming/Haircuts	\$ 17.00
Auto Repairs/Maintenance	\$ 65.00
Association Fee	\$ 187.00
Total Other Expenditures	\$ 269.00

\$

225.00

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B6 Declaration (Official Form 6 - Declaration). (12/07)

United States Bankruptcy Court Northern District of Illinois

In re	Daniei E. Fogarty			Case No.	
			Debtor(s)	Chapter	7
	DECLARATI	ON CONCERN	ING DEBTOR	'S SCHEDUL	ES
	DECLARATION U	NDER PENALTY (OF PERJURY BY II	NDIVIDUAL DE	BTOR
	I declare under penalty of pe	erjury that I have rea	ad the foregoing sun	nmary and schedu	les, consisting of
	sheets, and that they are true	and correct to the b	est of my knowledge	e, information, and	l belief.
Date	March 26, 2009	Signature	/s/ Daniel E. Fogar	rty	
			Daniel E. Fogarty		
			Debtor		

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

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B7 (Official Form 7) (12/07)

United States Bankruptcy Court Northern District of Illinois

In re	Daniel E. Fogarty		Case No.	
		Debtor(s)	Chapter	7

STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

DEFINITIONS

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

1. Income from employment or operation of business

None \square

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

\$6,925.00	Employment Income - 2007 per tax transcripts
\$31,539.77	Employment Income - 2008 per pay advices
\$7,197.55	Employment Income - 2009 year-to-date per pay advices

SOURCE

AMOUNT

2. Income other than from employment or operation of business

None

State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the two years immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

3. Payments to creditors

None

Complete a. or b., as appropriate, and c.

Individual or joint debtor(s) with primarily consumer debts. List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within 90 days immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an (*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and creditor counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS DATES OF AMOUNT STILL OF CREDITOR **PAYMENTS** AMOUNT PAID **OWING**

b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,475. If the debtor is an individual, indicate with an asterisk (*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and creditor counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT DATES OF PAID OR PAYMENTS/ VALUE OF AMOUNT STILL NAME AND ADDRESS OF CREDITOR **TRANSFERS TRANSFERS OWING**

c. All debtors: List all payments made within one year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND RELATIONSHIP TO DEBTOR

AMOUNT STILL

DATE OF PAYMENT

AMOUNT PAID

OWING

2

4. Suits and administrative proceedings, executions, garnishments and attachments

None

None

a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT COURT OR AGENCY STATUS OR NATURE OF PROCEEDING AND CASE NUMBER AND LOCATION DISPOSITION

None b. Describe all property that has been attached, garnished or seized under any legal or equitable process within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not

filed.)

NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED

DATE OF SEIZURE

DESCRIPTION AND VALUE OF PROPERTY

5. Repossessions, foreclosures and returns

None

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER DATE OF REPOSSESSION,
FORECLOSURE SALE,
TRANSFER OR RETURN

DESCRIPTION AND VALUE OF
PROPERTY

6. Assignments and receiverships

None

a. Describe any assignment of property for the benefit of creditors made within **120 days** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DATE OF

NAME AND ADDRESS OF ASSIGNEE ASSIGNMENT

TERMS OF ASSIGNMENT OR SETTLEMENT

3

None

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND LOCATION

NAME AND ADDRESS OF COURT DATE OF DESCRIPTION AND VALUE OF OF CUSTODIAN CASE TITLE & NUMBER ORDER PROPERTY

7. Gifts

None

List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON OR ORGANIZATION Visitation Catholic 779 S York Road RELATIONSHIP TO DEBTOR, IF ANY none

DATE OF GIFT weekly

DESCRIPTION AND VALUE OF GIFT \$20.00 weekly donations.

8. Losses

Elmhurst, IL 60126

None

List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case **or since the commencement of this case.** (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION AND VALUE OF PROPERTY

DESCRIPTION OF CIRCUMSTANCES AND, IF LOSS WAS COVERED IN WHOLE OR IN PART BY INSURANCE, GIVE PARTICULARS

DATE OF LOSS

9. Payments related to debt counseling or bankruptcy

None

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of the petition in bankruptcy within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE Legal Helpers Sears Tower 233 S Wacker, Suite 5150 Chicago, IL 60606 DATE OF PAYMENT, NAME OF PAYOR IF OTHER THAN DEBTOR 2008 AMOUNT OF MONEY
OR DESCRIPTION AND VALUE
OF PROPERTY
\$2123.00 paid pre-petition
toward total attorney fee of
\$1550.00, filing fee of \$299.00
and document acquisition and
credit counseling/debtor
education facilitation fee of
\$131.00 and reimbursable
expense of \$143.00

4

10. Other transfers

None

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **two years** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE, RELATIONSHIP TO DEBTOR

DATE

DESCRIBE PROPERTY TRANSFERRED AND VALUE RECEIVED

None b. List all property transferred by the debtor within **ten years** immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

NAME OF TRUST OR OTHER

DEVICE

DATE(S) OF TRANSFER(S) AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY OR DEBTOR'S INTEREST

IN PROPERTY

11. Closed financial accounts

None

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF INSTITUTION TCF Bank 800 Burr Ridge Pkwy Burr Ridge, IL 60527 TYPE OF ACCOUNT, LAST FOUR DIGITS OF ACCOUNT NUMBER, AND AMOUNT OF FINAL BALANCE Checking account - 0 final balance.

AMOUNT AND DATE OF SALE OR CLOSING 05/2008 - \$0.00.

12. Safe deposit boxes

None

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY

DESCRIPTION OF CONTENTS

DATE OF TRANSFER OR SURRENDER, IF ANY Document Page 32 of 45

13. Setoffs

None

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATE OF SETOFF

AMOUNT OF SETOFF

5

14. Property held for another person

None List all property owned by another person that the debtor holds or controls.

DESCRIPTION AND VALUE OF

NAME AND ADDRESS OF OWNER

PROPERTY

LOCATION OF PROPERTY

15. Prior address of debtor

None

If the debtor has moved within three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS NAME USED DATES OF OCCUPANCY

16. Spouses and Former Spouses

None

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

None

None

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous

SITE NAME AND ADDRESS

NAME AND ADDRESS OF GOVERNMENTAL UNIT

DATE OF

ENVIRONMENTAL

NOTICE

LAW

Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

NAME AND ADDRESS OF

DATE OF

ENVIRONMENTAL

SITE NAME AND ADDRESS

GOVERNMENTAL UNIT

NOTICE

LAW

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None

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT

DOCKET NUMBER

STATUS OR DISPOSITION

18. Nature, location and name of business

None

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within six years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

> LAST FOUR DIGITS OF SOCIAL-SECURITY OR OTHER INDIVIDUAL TAXPAYER-I.D. NO.

NAME Fogarty Spirits, LLC

ADDRESS (ITIN)/ COMPLETE EIN SSN: 2262 430 North Weber Rd. Romeoville, IL 60446

NATURE OF BUSINESS Limted Liability Company Debtor sold the company to Caguas, Inc. on 9/7/2006. No profit was

made from the sale.

BEGINNING AND ENDING DATES 03/2005 - 9/7/2006

None b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME **ADDRESS**

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within six years immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership, a sole proprietor or self-employed in a trade, profession, or other activity, either full- or part-time.

(An individual or joint debtor should complete this portion of the statement only if the debtor is or has been in business, as defined above, within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)

19. Books, records and financial statements

None

a. List all bookkeepers and accountants who within two years immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

NAME AND ADDRESS Robert Lawton 10 South Harvard Villa Park, IL 60181

DATES SERVICES RENDERED 03/2005 - 09/2006, served as book-keeper. Case 09-10523 Doc 1 Filed 03/27/09 Entered 03/27/09 08:14:03 Desc Main Document Page 34 of 45

None

b. List all firms or individuals who within the two years immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.

DATES SERVICES RENDERED NAME **ADDRESS**

None

c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

NAME

None d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was

issued by the debtor within two years immediately preceding the commencement of this case.

NAME AND ADDRESS DATE ISSUED

20. Inventories

None a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory,

and the dollar amount and basis of each inventory.

DOLLAR AMOUNT OF INVENTORY

DATE OF INVENTORY

INVENTORY SUPERVISOR

(Specify cost, market or other basis)

None b. List the name and address of the person having possession of the records of each of the two inventories reported in a., above.

NAME AND ADDRESSES OF CUSTODIAN OF INVENTORY

RECORDS

DATE OF INVENTORY

21. Current Partners, Officers, Directors and Shareholders

None

a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.

NATURE OF INTEREST NAME AND ADDRESS PERCENTAGE OF INTEREST

None b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns,

controls, or holds 5 percent or more of the voting or equity securities of the corporation.

NATURE AND PERCENTAGE NAME AND ADDRESS TITLE OF STOCK OWNERSHIP

22. Former partners, officers, directors and shareholders

None a. If the debtor is a partnership, list each member who withdrew from the partnership within one year immediately preceding the commencement of this case.

NAME **ADDRESS** DATE OF WITHDRAWAL

None b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within one year immediately preceding the commencement of this case.

NAME AND ADDRESS TITLE DATE OF TERMINATION

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23. Withdrawals from a partnership or distributions by a corporation

None

If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during **one year** immediately preceding the commencement of this case.

NAME & ADDRESS OF RECIPIENT, RELATIONSHIP TO DEBTOR

DATE AND PURPOSE OF WITHDRAWAL AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY 8

24. Tax Consolidation Group.

None

If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within **six years** immediately preceding the commencement of the case.

NAME OF PARENT CORPORATION

TAXPAYER IDENTIFICATION NUMBER (EIN)

25. Pension Funds.

None

If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within **six years** immediately preceding the commencement of the case.

NAME OF PENSION FUND

TAXPAYER IDENTIFICATION NUMBER (EIN)

DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date	March 26, 2009	Signature	/s/ Daniel E. Fogarty
			Daniel E. Fogarty

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571

Debtor

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B8 (Form 8) (12/08)

United States Bankruptcy Court Northern District of Illinois

In re	Daniel E. Fogarty		Case No.	
		Debtor(s)	Chapter	7

CHAPTER 7 INDIVIDUAL DEBTOR'S STATEMENT OF INTENTION

PART A - Debts secured by property of the estate. (Part A must be fully completed for **EACH** debt which is secured by property of the estate. Attach additional pages if necessary.)

		•
Property No. 1		
Creditor's Name: Countrywide Home Lending		Describe Property Securing Debt: Real Estate located at 841 N. York Rd., Elmhurst IL 60126 Mortgage 1: Countrywide Mortgage 2: Countrywide Debtor intends to reaffirm
Property will be (check one):		
☐ Surrendered	■ Retained	
If retaining the property, I intend to (check a ☐ Redeem the property ■ Reaffirm the debt ☐ Other. Explain		oid lien using 11 U.S.C. § 522(f)).
Property is (check one):		
■ Claimed as Exempt		☐ Not claimed as exempt

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B8 (Form 8) (12/08)			Page 2
Property No. 2			
Creditor's Name: Countrywide Home Lending		Describe Property S Real Estate located a Mortgage 1: Country Mortgage 2: Country Debtor intends to rea	at 841 N. York Rd., Elmhurst IL 60126 wide wide
Property will be (check one):			
☐ Surrendered	■ Retained		
If retaining the property, I intend to (check a ☐ Redeem the property ☐ Reaffirm the debt ☐ Other. Explain Property is (check one):		oid lien using 11 U.S.C	C. § 522(f)).
Claimed as Exempt		☐ Not claimed as exc	empt
PART B - Personal property subject to unexp Attach additional pages if necessary.)	pired leases. (All three	e columns of Part B mu	ast be completed for each unexpired lease.
Property No. 1			
Lessor's Name: -NONE-	Describe Leased Pr	coperty:	Lease will be Assumed pursuant to 11 U.S.C. § 365(p)(2): ☐ YES ☐ NO
I declare under penalty of perjury that the personal property subject to an unexpired Date March 26, 2009		intention as to any project /s/ Daniel E. Fogarty	roperty of my estate securing a debt and/or

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United States Bankruptcy Court
Northern District of Illinois

In re	Daniel E. Fogarty		Case No).	
		Debtor(s)	Chapter	7	
	DISCLOSURE OF COM	PENSATION OF ATTOI	RNEY FOR I	DEBTOR(S)	
	Pursuant to 11 U.S.C. § 329(a) and Bankruptc compensation paid to me within one year before the rendered on behalf of the debtor(s) in contempla	ne filing of the petition in bankruptcy	y, or agreed to be	paid to me, for services	
	For legal services, I have agreed to accept		\$	1,550.00	
	Prior to the filing of this statement I have rece	ived	\$	1,550.00	
	Balance Due		\$	0.00	
2.	The source of the compensation paid to me was:				
	■ Debtor □ Other (specify):				
3.	The source of compensation to be paid to me is:				
	■ Debtor □ Other (specify):				
4.	■ I have not agreed to share the above-disclosed	compensation with any other person	unless they are me	embers and associates of	f my law firm.
	☐ I have agreed to share the above-disclosed comcopy of the agreement, together with a list of the				aw firm. A
5.	In return for the above-disclosed fee, I have agreed	to render legal service for all aspect	s of the bankruptc	y case, including:	
	 a. Analysis of the debtor's financial situation, and b. Preparation and filing of any petition, schedules c. Representation of the debtor at the meeting of c d. [Other provisions as needed] Negotiations with secured creditors to 	s, statement of affairs and plan which reditors and confirmation hearing, ar	may be required; nd any adjourned h	nearings thereof;	ruptcy;
б.	By agreement with the debtor(s), the above-discloss Representation of the debtors in any of financial management course fees, popursuant to 11 USC 522(f)(2)(A) for any or any other adversary proceeding, or	dischargeability actions, any docu ost-discharge credit repair, judicia voidance of liens on household go	iment retrieval se Il lien avoidances oods, relief from	s, preparation and filir stay actions, motions	ng of motions
		CERTIFICATION			
	I certify that the foregoing is a complete statement coankruptcy proceeding.	of any agreement or arrangement for	payment to me for	representation of the do	ebtor(s) in
Date	d: March 26, 2009	/s/ Michelle Hinds			
		Michelle Hinds 629			
		Legal Helpers, PC Sears Tower	,		
		233 S. Wacker Su	ite 5150		
		Chicago, IL 60606	;		
		(312) 467-0004 F	·ax: (312) 467-18	32	

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

NOTICE TO CONSUMER DEBTOR(S) UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a **joint case** (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days before the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total Fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

<u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments

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over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

WARNING: Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

Certificate of Attorney

I hereby certify that I delivered to the debtor this notice required by § 342(b) of the Bankruptcy Code.

Michelle Hinds 6295092	X /s/ Michelle Hinds	March 26, 2009
Printed Name of Attorney	Signature of Attorney	Date
Address:		
Sears Tower		
233 S. Wacker Suite 5150		
Chicago, IL 60606		
(312) 467-0004		
	Certificate of Debtor	
I (We), the debtor(s), affirm that I (we) have	received and read this notice.	
Daniel E. Fogarty	X /s/ Daniel E. Fogarty	March 26, 2009
Printed Name(s) of Debtor(s)	Signature of Debtor	Date
Case No. (if known)	X	
	Signature of Joint Debtor (if any)	Date

United States Bankruptcy Court Northern District of Illinois

		Northern District of Illinois		
In re	Daniel E. Fogarty		Case No.	
		Debtor(s)	Chapter 7	
	VERIF	ICATION OF CREDITOR N	MATRIX	
		Number o	f Creditors:	33
	The above-named Debtor(s) here (our) knowledge.	by verifies that the list of credi	tors is true and correct to the	he best of my
Date:	March 26, 2009	/s/ Daniel E. Fogarty Daniel E. Fogarty Signature of Debtor		

Aegis Receivables Mgmt. po box 3458 San Rafael, CA 94912

American Express c/o Becket and Lee Po Box 3001 Malvern, PA 19355

Associates/citibank Attn: Centralized Bankruptcy Po Box 20507 Kansas City, MO 64195

Bank Of America Nc4-105-03-14 4161 Piedmont Pkwy Greensboro, NC 27420

Capital 1 Bank Attn: C/O TSYS Debt Management Po Box 5155 Norcross, GA 30091

Capital One PO Box 6492 Carol Stream, IL 60197

Chase - Cc Attention: Banktruptcy Department Po Box 15298 Wilmintgon, DE 19850

Chase- BP Attention: Banktruptcy Department Po Box 100018 Kennesaw, GA 30156

Citgo Oil / Citibank Attn: Centralized Bankruptcy Po Box 20507 Kansas City, MO 64195 Citi Attn: Centralized Bankruptcy Po Box 20507 Kansas City, MO 64915

Citibank / Sears Po Box 20363 Kansas City, MO 64195

Client Services, Inc. 3451 Harry Truman Blvd Saint Charles, MO 63301-4047

Countrywide Home Lending Attention: Bankruptcy SV-314B Po Box 5170 Simi Valley, CA 93062

Discover Financial Attention: Bankruptcy Department Po Box 3025 New Albany, OH 43054

Exxmblciti Po Box 6497 Sioux Falls, SD 57117

First USA Bank - Chase Attention: Card Member Services Po Box 15548 Wilmington, DE 19886

GE Mongram Bank / JC Penney Dc Attn: Bankruptcy Po Box 103106 Roswell, GA 30076

GEMB / HH Gregg Attention: Bankruptcy Po Box 103106 Roswell, GA 30076

Gemb/gap Attention: Bankruptcy Po Box 103106 Roswell, GA 30076 Gemb/tweeter Po Box 981439 El Paso, TX 79998

Household Mortgage Services Po Box 9068 Brandon, FL 33509

JC Penney Attention: Bankruptcy Department Po Box 103106 Roswell, GA 30076

Kohls Attn: Recovery Po Box 3120 Milwaukee, WI 53201

Marathon Petroleum Co 539 S. Main Findlay, OH 45840

NCO Financial 507 Prudential Rd. Horsham, PA 19044

P Scott Lowery PC 4500 Cherry Creek Drive South Suite 700 Denver, CO 80246

Peoples Bk Credit Card Services Attn: Bankruptcy Po Box 7092 Rccb 0680 Bridgeport, CT 06601

Rnb-fields3 Po Box 9475 Minneapolis, MN 55440

Sears/cbsd Po Box 6189 Sioux Falls, SD 57117 Shell Oil / Citibank Attn.: Centralized Bankruptcy Po Box 20507 Kansas City, MO 64195

Unvl/citi
Attn.: Centralized Bankruptcy
Po Box 20507
Kansas City, MO 64195

Washington Mutual / Providian Attn: Bankruptcy Dept. Po Box 10467 Greenville, SC 29603

Worlds Foremost Bank N 4800 Nw 1st St Ste 300 Lincoln, NE 68521